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8 **UNITED STATES DISTRICT COURT**
9 **SOUTHERN DISTRICT OF CALIFORNIA**
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11 LONNIE WILLIAMS,
12 CDCR #T-54378,

13 Plaintiff,

14 vs.

15 DANIEL PARAMO; R. OLSON;
16 E. MARRERO,

17 Defendants.

Civil No. 12cv0113 BTM (RBB)

**ORDER DENYING PLAINTIFF'S
MOTION FOR PRELIMINARY
INJUNCTION**

(ECF No. 21]

18 Lonnie Williams, a state inmate currently incarcerated at CSP- Sacramento, filed this
19 action pursuant to 42 U.S.C. § 1983. In his Complaint, Plaintiff alleges that Defendants, prison
20 officials at the Richard J. Donovan Correctional Facility ("RJD"), violated his constitutional
21 rights by labeling him with an "R" suffix and failing to protect him from prison gang members.
22 (*See* Compl. at 3-5.) Defendants filed an Answer to Plaintiff's Complaint on November 13,
23 2012. (ECF No. 14.)

24 On December 27, 2012, Plaintiff filed a "Motion for Ex Parte Injunctive and Declaratory
25 Order" to which Defendants have filed a Reply. (ECF Nos. 21, 22.)

26 **I. Plaintiff's Motion for Injunctive Relief**

27 In his Motion, Plaintiff claims at her current place of incarceration in Sacramento she is
28 being "poisoned daily with arsenic, toxins, biological agents, bacteria and pesticides in her

1 food.” (Pl.’s Mot. at 1.) In addition, Plaintiff claims that she is having “multiple heart attacks.”
 2 (*Id.* at 2.) Plaintiff is seeking injunctive relief “ordering the Plaintiff be transferred immediately
 3 to CMF Prison for her protection and safety,” as well as an order “that CDCR officials do [not]
 4 allege, document or inform anyone of the sex offense and “R” suffix placed upon the Plaintiff.
 5 (*Id.* at 4.)

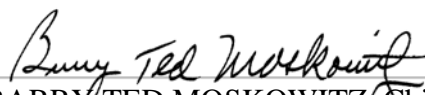
6 As an initial matter, the Court finds that Plaintiff is requesting injunctive relief from
 7 parties that are not part of this litigation. The allegations in Plaintiff’s Motion relate to events
 8 that occurred at her current place of confinement which is in Sacramento. The action currently
 9 before the Court relates to events that occurred while she was incarcerated at RJD. Moreover,
 10 there are no Defendants in this action that are alleged to be prison officials at California State
 11 Prison - Sacramento. Therefore, the Court does not have jurisdiction to issue an order for
 12 injunctive relief sought by Plaintiff in her Motion. *See Zepeda v. INS*, 753 F.2d 719, 727 (9th
 13 Cir. 1985) (“A federal court may issue an injunction if it has personal jurisdiction over the
 14 parties and subject matter jurisdiction over the claim; it may not attempt to determine the rights
 15 of persons not before the court.”).

16 **II. Conclusion and Order**

17 Accordingly, Plaintiff’s Motion for Preliminary Injunction (ECF No. 21) pursuant to
 18 FED.R.CIV.P. 65 is **DENIED**.

19 **IT IS SO ORDERED.**

20 DATED: January 11, 2013

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 22 BARRY TED MOSKOWITZ, Chief Judge
 United States District Court